



# State Water Resources Control Board



**Linda S. Adams**

Secretary for  
Environmental Protection

## Division of Water Rights

1001 I Street, 14<sup>th</sup> Floor ♦ Sacramento, California 95814 ♦ 916.341.5300

P.O. Box 2000 ♦ Sacramento, California 95812-2000

Fax: 916.341.5400 ♦ www.waterrights.ca.gov

**Arnold Schwarzenegger**

Governor

February 11, 2009

### VIA ELECTRONIC MAIL

TO: ENCLOSED SERVICE LIST

### **SERVICE LIST OF PARTICIPANTS TO EXCHANGE INFORMATION: WATER RIGHT HEARING REGARDING A CEASE AND DESIST ORDER AND AN ADMINISTRATIVE CIVIL LIABILITY COMPLAINT AGAINST HARRIET JEAN PIPER, WILLIAM PIPER, MATTHEW PIPER, CAROLE CANAVERI, KATHLEEN STORNETTA, AND MANCHESTER RIDGE LLC - SCHEDULED TO COMMENCE ON MARCH 26, 2009**

In accordance with the State Water Resources Control Board's (State Water Board) Notice of Public Hearing (Notice), dated January 16, 2009, regarding the above subject hearing, enclosed is a Service List of Participants who have submitted a Notice of Intent to Appear (NOI) and who have indicated intent to participate in the above-referenced hearing. Copies of the NOIs are attached.

On Monday, February 9, 2009, Manchester Ridge, LLC, requested an extension of time in which to file a Notice of Intent, as the party had just retained counsel that morning. Manchester Ridge, LLC also sent an e-mail to serve as a placeholder NOI. Unless any party objects, Hearing Officer Art Baggett has approved an extension of time for good cause in which to file a modified, complete Notice of Intent, by **Tuesday, February 17, at noon.**

As instructed in Section 4 of the Notice's attachment entitled, "Information Concerning Appearance at Water Right Hearings," each participant shall submit to the State Water Board either: seven paper copies of each of its exhibits or five paper copies and one electronic copy of each of its exhibits no later than **12 Noon, Wednesday, March 11, 2009.** Please see Section 5 of the Notice's attachment for details regarding electronic submissions. With exhibits, each participant must submit to the State Water Board and serve on the other participants a completed "Exhibit Identification Index". Please submit the "Exhibit Identification Index" to the State Water Board in either Microsoft Word or Excel format. **All of the required copies must be received by the noon, March 11, 2009, deadline.** Each participant shall also serve a copy of each exhibit on every participant on the service list. Participants may serve those participants who agree to electronic service with an electronic copy of exhibits. For this hearing, all participants have agreed to accept electronic service of hearing-related materials.

All written testimony and other exhibits submitted to the State Water Board should be addressed as follows:

*California Environmental Protection Agency*

Manchester ACL/CDO Hearing  
Service List of Participants  
February 11, 2009

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Division of Water Rights  
State Water Resources Control Board  
Attention: Jean McCue  
P.O. Box 2000  
Sacramento, CA 95812-2000

Email: [wrhearing@waterboards.ca.gov](mailto:wrhearing@waterboards.ca.gov)  
With Subject of "Manchester et al – ACL/CDO Hearing"

The NOIs and other documents related to this hearing will also be posted on the  
Division of Water Rights website at:

[http://www.waterrights.ca.gov/Hearings/manchester\\_ridge.html](http://www.waterrights.ca.gov/Hearings/manchester_ridge.html)

If you have any questions, please contact either Jean McCue at (916) 341-5351  
([jmccue@waterboards.ca.gov](mailto:jmccue@waterboards.ca.gov)) or me at (916) 341-5359 ([emona@waterboards.ca.gov](mailto:emona@waterboards.ca.gov)).

Sincerely,



Ernest Mona  
Hearings and Special Projects

Enclosures

**HEARING REGARDING A CEASE AND DESIST ORDER AND AN ADMINISTRATIVE  
CIVIL LIABILITY COMPLAINT AGAINST HARRIET JEAN PIPER, WILLIAM PIPER,  
MATTHEW PIPER, CAROLE CANAVERI, KATHLEEN STORNETTA, AND  
MANCHESTER RIDGE LLC  
SCHEDULED TO COMMENCE ON MARCH 26, 2009**

**SERVICE LIST  
(February 11, 2009)**

**PARTICIPANTS TO BE SERVED WITH WRITTEN TESTIMONY, EXHIBITS AND  
OTHER DOCUMENTS. (Note: The participants listed below agreed to accept  
electronic service, pursuant to the rules specified in the hearing notice.)**

DIVISION OF WATER RIGHTS PROSECUTION TEAM  
c/o David Rose  
State Water Resources Control Board  
1001 I Street  
Sacramento, CA 95814  
[DRose@waterboards.ca.gov](mailto:DRose@waterboards.ca.gov)

CALIFORNIA FARM BUREAU FEDERATION  
c/o Jack L. Rice  
2300 River Plaza Drive  
Sacramento, CA 95833  
[jrice@cfbf.com](mailto:jrice@cfbf.com)

MANCHESTER RIDGE LLC, ET AL.  
c/o Robert E. Donlan  
Ellison, Schneider & Harris  
2600 Capitol Avenue, Suite 400  
Sacramento, CA 95816-5905  
[red@eslawfirm.com](mailto:red@eslawfirm.com)

**NOTICE OF INTENT TO APPEAR**

Division of Water Rights Prosecution Team plans to participate in the water right hearing regarding:  
(name of party or participant)

**Proposed Administrative Civil Liability and  
Cease and Desist Order Hearing**

**Manchester Ridge LLC et al.  
Unnamed Stream Tributary to Alder Creek  
in Mendocino County**

scheduled to commence  
Thursday, March 26, 2009

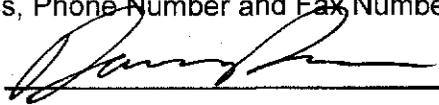
STATE WATER RESOURCES  
CONTROL BOARD  
09 FEB 10 AM 10: 22  
DIV. OF WATER RIGHTS  
SACRAMENTO

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we agree to accept electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Brian Coats - Water Resource Control Engineer	Inspection of site and Inspection Report findings and contact letter. Recommendation for CDO and ACL as proposed.	20 minutes	yes
Mark Stretars - Senior Water Resource Control Engineer	Determination of Proposed Administrative Civil Liability Amount and Cease and Desist terms	20 minutes	yes
Aaron Miller (if necessary) - Water Resource Control Engineer	Inspection of site and Inspection Report findings and contact letter. Recommendation for CDO and ACL as proposed.	20 minutes	yes

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative

Signature:  Dated: February 10, 2009

Name (Print): David Rose

Mailing Address: State Water Resources Control Board  
1001 I Street, Sacramento, California 95814

Phone Number: ( 916 ) 341-5196 Fax Number: ( 916 ) 341-5199

E-mail: DRose@waterboards.ca.gov

NOTICE OF INTENT TO APPEAR

California Farm Bureau Federation plans to participate in the water right hearing regarding

**PROPOSED ADMINISTRATIVE CIVIL LIABILITY AND  
CEASE AND DESIST ORDER HEARING**

**Manchester Ridge LLC, et al.  
Unnamed Stream Tributary to Alder Creek  
In Mendocino County**

Scheduled to Commence  
Thursday, March 26, 2009

Check all that apply:

- I/We intend to present a policy statement only.
- I/We intend to participate by cross-examination or rebuttal only.
- I/We agree to accept electronic service of hearing-related materials.
- I/We plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (Yes / No)
Robert C. Wagner, P.E.	1. Definition of Water courses - SWRCB jurisdiction; 2. Impacts and benefits of Manchester Ridge, LLC water storage.	20 minutes	Yes

Name, Address, Phone Number and Fax Number of Attorney or other Representative:

Signature:  Dated: February 10, 2009

Name (Print): JACK L. RICE, Attorney for Participant

Mailing Address: 2300 River Plaza Drive  
Sacramento, CA 95833

Phone Number: (916) 561-5667 Fax Number: (916) 561-5691

Email: jrice@cfbf.com

**Jean Mccue - Notice of intent to appear**

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**From:** Manchester Ridge <marc@manchesterridge.com>  
**To:** Marianna Aue <MAue@waterboards.ca.gov>  
**Date:** 2/9/2009 10:52 AM  
**Subject:** Notice of intent to appear  
**CC:** Robert Donlan <red@eslawfirm.com>

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Rob is traveling today, so I may not hear back from him before noon. Here's a backup list.

Here's the Notice of Intent to Appear for Manchester Ridge LLC, et al.

- 1) Manchester Ridge, LLC : Counsel: Rob Donlan
- 2) Matt O'Connor, PhD
- 3) William Piper
- 4) Marco Waaland, PhD
- 5) Marc Deprey
- 6) Bob Whitney